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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/712,646	11/13/2003	Daniel F. Tell	CE10835R/10-187	8966	
23400	7590 04/06/2005		EXAMINER		
POSZ LAW GROUP, PLC 12040 SOUTH LAKES DRIVE			LY, NO	LY, NGHI H	
SUITE 101	II DANCES BIG VE		ART UNIT	PAPER NUMBER	
RESTON, V	A 20191		2686		
			DATE MAILED: 04/06/2009	DATE MAILED: 04/06/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

The MAILING DATE of this communication appears on the cover sheet with the correspondence address − Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE £ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Estatacions of time may be available under the provisions of 37 CFR 1.13(s). In no event, however, may a reply be timely filled after 51x (s) (MONTHS from the mailing date of this communication. If the period for may be sevalable under the provisions of 37 CFR 1.13(s), in no event, however, may a reply be timely filled after 51x (s) (MONTHS from the mailing date of this communication. If the period for may be sevalable under the provisions of 37 CFR 1.13(s), in no event, however, may a reply be timely filled after 51x (s) (MONTHS from the mailing date of this communication. If the period for may be sevalable under the provisions of 37 CFR 1.13(s), in no event, however, may a reply be timely filled after 51x (s) (MONTHS from the mailing date of this communication. If the period for may be sevalable under the provisions of 37 CFR 1.13(s), in a provision of 18 communication. Failurs for provision be set or exceeded period for reply will, by station, cause the application in the mailing date of this communication, event if timely filled, may reduce any very reply received by the Office later than three models after the mailing date of this communication, event if timely filled, may reduce any very reply received by the 52 CFR 1.13(s). Note this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under £x parte Quay/e, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.26 is/are pending in the application. 4) Claim(s) 1.26 is/are allowed. 6) Claim(s) 1.26 is/are allowed. 6) Claim(s) 1.26 is/are rejected. 7) Claim(s) 1.36 is/are allowed. 8) Claim(s) 1.26 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Exami	•			11
Examiner Nghi H. Ly 2886		Application No.	Applicant(s)	- 00
Nghi H. Ly 2666		10/712,646	TELL ET AL.	
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A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SX (6) (MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum stautory period will apply and will explice SIX (8) MONTHS from the mailing date of this communication. Fallute to reply within the sate createnable period for reply it is specified above, the maximum stautory period will apply and will explice SIX (8) MONTHS from the mailing date of this communication. Fallute to reply within the sate or catendad period for reply will, by statute, cause the application to become ARANDONE (3) U.S. C. § 133). Any reply received by the Office later than three mornes after fine mailing date of this communication, even if timely filed, may reduce any center plants them adjustment. See 37 CFR 1.704(9). Status 1) Responsive to communication(s) filed on 13 November 2003. 2a) This action is FINAL. 2b) This action is FINAL. 2b) This action is one filed on the provided and the provided and seed that the provided and seed and accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-26 isfare pending in the application. 4) Of the above claim(s) isfare allowed. 6) Claim(s) isfare allowed. 6) Claim(s) isfare allowed. 7) Claim(s) isfare rejected. 7) Claim(s) isfare allowed. 8) Claim(s) 1-26 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under				
THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely field after SIX (b) MONTHS from the mailing date of this communication. If the period for reply specified above is less than fivin; (20) days, a reply within the standary minimum of this; (20) days will be considered timely. Failure to reply within the set of extended period for reply will, by stantare, cause the application to become ABANDONED (33 U.S. £ 133). Any reply recorded by the Office later than there entire stantare the mailing date of this communication, even if timely filed, may reduce any same part and patent term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 13 November 2003. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-26 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) 1-26 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of		ears on the cover sheet with the c	orrespondence address	-
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date 5) Notice of Informal Patent Application (PTO-152) Paper No(s)/Mail Date	1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)	Paper No(s)/Mail D 5) Notice of Informal F	ate Patent Application (PTO-152)	

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.806.05(d).

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 1-21, drawn to equipment detail for providing wireless link to fixed equipment, classified in class 455, subclass 554.2.
 - II. Claims 22-26, drawn to system selection, classified in class 455, subclass 435.2.
- 2. The inventions are distinct, each from the other because of the following reasons:

 Inventions I and II are related as subcombinations disclosed as usable together
 in a single combination. The subcombinations are distinct from each other if they are
 shown to be separately usable. In the instant case, invention II has separate utility such
 as <u>checking the status</u> of a first network, and when the first network is available
 initiating, via the first network, a first network call request corresponding to the call

no longer available, and when the first network is not available, initiating, via the second network, a second network call request corresponding to the call request. See MPEP §

request and sending a message via a second network indicating that the first network is

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

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traversed (37 CFR 1.143).

4. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be

5. Any inquiry concerning this communication or earlier communications from the

Conclusion

examiner should be directed to Nghi H. Ly whose telephone number is (571) 272-7911.

The examiner can normally be reached on 8:30 am-5:30 pm Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Marsha Banks-Harold can be reached on (571) 272-7905. The fax phone

number for the organization where this application or proceeding is assigned is 703-

872-9306.

Information regarding the status of an application may be obtained from the

Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

Nghi H. Ly

Marsha D Bank-Harold

MARSHA D. BANKS-HAROLD SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 2600